

STAYED,TYPE I-FOIA

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-01947-EGS**

PEOPLE FOR THE AMERICAN WAY v. UNITED STATES
DEPARTMENT OF EDUCATION et al
Assigned to: Judge Emmet G. Sullivan
Cause: 05:552 Freedom of Information Act

Date Filed: 08/20/2018
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**PEOPLE FOR THE AMERICAN
WAY**

represented by **Arjun Kent Jaikumar**
WILMER CUTLER PICKERING HALE
AND DORR LLP
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ATTORNEY TO BE NOTICED

V.

Defendant

**UNITED STATES DEPARTMENT OF
EDUCATION**

represented by **Marsha Stelson Edney**
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TERMINATED: 10/04/2018

Jean-Michel Voltaire
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TERMINATED: 04/12/2019

Defendant**UNITED STATES DEPARTMENT OF
AGRICULTURE**represented by **Marsha Stelson Edney**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED**Brian J. Field**
(See above for address)
TERMINATED: 10/04/2018**Jean-Michel Voltaire**
(See above for address)
TERMINATED: 04/12/2019**Defendant****UNITED STATES
ENVIRONMENTAL PROTECTION
AGENCY**represented by **Marsha Stelson Edney**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED**Brian J. Field**
(See above for address)
TERMINATED: 10/04/2018**Jean-Michel Voltaire**
(See above for address)
TERMINATED: 04/12/2019

Date Filed	#	Docket Text
08/20/2018	<u>1</u>	COMPLAINT against UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (Filing fee \$ 400 receipt number 0090-5648130) filed by PEOPLE FOR THE AMERICAN WAY. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons US Department of Agriculture, # <u>3</u> Summons US Department of Education, # <u>4</u> Summons US Environmental Protection Agency)(Goldblatt, Craig) (Entered: 08/20/2018)
08/20/2018	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by PEOPLE FOR THE AMERICAN WAY (Goldblatt, Craig) (Entered: 08/20/2018)
08/20/2018		Case Assigned to Judge Emmet G. Sullivan. (zmd) (Entered: 08/22/2018)
08/22/2018	<u>3</u>	STANDING ORDER: The parties are directed to read the attached Standing Order Governing Civil Cases Before Judge Emmet G. Sullivan in its entirety upon receipt. The parties are hereby ORDERED to comply with the directives in the attached Standing Order. Signed by Judge Emmet G. Sullivan on 08/22/18. (Attachment: # <u>1</u> Exhibit 1) (mac) (Entered: 08/22/2018)
08/22/2018	<u>4</u>	SUMMONS (3) Issued Electronically as to UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES ENVIRONMENTAL PROTECTION AGENCY. (Attachments: # <u>1</u> Notice and Consent) (zmd) (Entered: 08/22/2018)
09/21/2018	<u>5</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Arjun K. Jaikumar, :Firm- Wilmer Cutler Pickering Hale and Dorr LLP, :Address- 60 State Street Boston, MA 02109. Phone No. - 617-526-6050. Fax No. - 617-526-5000 Filing fee \$ 100, receipt number 0090-5700131. Fee Status: Fee Paid. by PEOPLE FOR THE AMERICAN WAY (Attachments: # <u>1</u> Declaration of Arjun K. Jaikumar in Support of the Motion, # <u>2</u> Text of Proposed Order)(Goldblatt, Craig) (Entered: 09/21/2018)
09/24/2018		MINUTE ORDER granting <u>5</u> motion for leave to appear pro hac vice. Arjun K. Jaikumar is hereby admitted pro hac vice in this action. Signed by Judge Emmet G.

		Sullivan on 9/24/2018. (lcegs2) (Entered: 09/24/2018)
09/26/2018	<u>6</u>	NOTICE of Appearance by Brian J. Field on behalf of All Defendants (Field, Brian) (Entered: 09/26/2018)
09/26/2018	<u>7</u>	ANSWER to Complaint by UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES ENVIRONMENTAL PROTECTION AGENCY.(Field, Brian) (Entered: 09/26/2018)
10/04/2018	<u>8</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Jean-Michel Voltaire on behalf of All Defendants Substituting for attorney Brian J. Field (Voltaire, Jean-Michel) (Entered: 10/04/2018)
10/31/2018		MINUTE ORDER. Plaintiff brings this action pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. § 552. The parties are directed to meet and confer and propose a joint scheduling order for further proceedings in this case by no later than December, 2, 2018. The parties' joint proposed scheduling order shall address the following: (1) The status of plaintiff's FOIA request; (2) The anticipated number of documents responsive to plaintiff's FOIA request; (3) The anticipated date(s) for release of documents responsive to plaintiff's FOIA request; (4) Whether a motion for an Open America stay is likely in this case; (5) Whether a Vaughn index will be required in this case; (6) Whether this case would benefit from referral to a magistrate judge or the District Court Mediation Program for purposes of settlement; and (7) A proposed briefing schedule for dispositive motions, if applicable. If the parties are unable to agree on a joint recommendation, the joint proposed scheduling order shall include each party's individual recommendations. Signed by Judge Emmet G. Sullivan on 10/31/2018. (lcegs2) (Entered: 10/31/2018)
11/01/2018		Set/Reset Deadlines: Joint Scheduling Order For Further Proceedings due by 12/2/2018. (mac) (Entered: 11/01/2018)
11/30/2018	<u>9</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES ENVIRONMENTAL PROTECTION AGENCY. (Voltaire, Jean-Michel) (Entered: 11/30/2018)
12/03/2018		MINUTE ORDER. In light of <u>9</u> the parties' joint status report, the parties are directed to file a further joint status report by no later than January 15, 2019. Signed by Judge Emmet G. Sullivan on 12/3/2018. (lcegs2) (Entered: 12/03/2018)
12/03/2018		Set/Reset Deadlines: Joint Status Report due by 1/15/2019. (mac) (Entered: 12/03/2018)
01/03/2019	<u>10</u>	MOTION to Stay <i>all Proceedings</i> by UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (Attachments: # <u>1</u> Text of Proposed Order)(Voltaire, Jean-Michel) (Entered: 01/03/2019)
01/04/2019		MINUTE ORDER granting <u>10</u> motion for stay in light of lapse of appropriations. Proceedings are hereby stayed until January 18, 2019 or until appropriations are restored, whichever is sooner. Counsel for defendants are directed to notify the Court as soon as Congress has appropriated funds for the Department of Justice and the affected federal defendants. Signed by Judge Emmet G. Sullivan on 1/4/2019. (lcegs2) (Entered: 01/04/2019)
01/18/2019	<u>11</u>	Consent MOTION to Stay by UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (Attachments: # <u>1</u> Text of Proposed Order)(Voltaire, Jean-Michel) (Entered: 01/18/2019)
01/28/2019		MINUTE ORDER denying <u>11</u> motion to stay in light of lapse of appropriations as moot. The parties are directed to file a joint status report with a recommendation for further proceedings by no later than February 18, 2019. Signed by Judge Emmet G. Sullivan on 1/28/2019. (lcegs2) (Entered: 01/28/2019)
01/29/2019		Set/Reset Deadlines: Joint Status Report due by 2/18/2019. (mac) (Entered: 01/29/2019)

02/19/2019	<u>12</u>	Joint STATUS REPORT by UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES ENVIRONMENTAL PROTECTION AGENCY. (Voltaire, Jean-Michel) (Entered: 02/19/2019)
03/04/2019		MINUTE ORDER. In light of <u>12</u> the parties' joint status report, the parties are directed to file a further joint status report by no later than April 12, 2019. Signed by Judge Emmet G. Sullivan on 3/4/2019. (lcegs2) (Entered: 03/04/2019)
03/05/2019		Set/Reset Deadlines: Joint Status Report due by 4/12/2019. (mac) (Entered: 03/05/2019)
04/12/2019	<u>13</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Marsha Stelson Edney on behalf of UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES DEPARTMENT OF EDUCATION, UNITED STATES ENVIRONMENTAL PROTECTION AGENCY Substituting for attorney Jean-Michel Voltaire (Edney, Marsha) (Entered: 04/12/2019)
04/12/2019	<u>14</u>	Joint STATUS REPORT by PEOPLE FOR THE AMERICAN WAY. (Goldblatt, Craig) (Entered: 04/12/2019)
04/30/2019		MINUTE ORDER. In light of <u>14</u> the parties' joint status report, the parties are directed to file a further joint status report by no later than May 17, 2019. Signed by Judge Emmet G. Sullivan on 4/30/2019. (lcegs2) (Entered: 04/30/2019)
05/01/2019		Set/Reset Deadlines: Joint Status Report due by 5/17/2019. (mac) (Entered: 05/01/2019)
05/17/2019	<u>15</u>	Joint MOTION for Extension of Time to File <i>Joint Status Report to June 7, 2019</i> by PEOPLE FOR THE AMERICAN WAY (Attachments: # <u>1</u> Text of Proposed Order)(Goldblatt, Craig) (Entered: 05/17/2019)
05/21/2019		MINUTE ORDER granting <u>15</u> joint motion for an extension of time. The parties shall file a joint status report and proposed briefing schedule by no later than June 7, 2019. Signed by Judge Emmet G. Sullivan on 5/21/2019. (lcegs2) (Entered: 05/21/2019)
05/21/2019		Set/Reset Deadlines: Joint Status Report And Proposed Briefing Schedule due by 6/7/2019. (mac) (Entered: 05/21/2019)
06/07/2019	<u>16</u>	Joint STATUS REPORT by PEOPLE FOR THE AMERICAN WAY. (Goldblatt, Craig) (Entered: 06/07/2019)